

Revised
Docket No: 01-0065
Bench Date: 7/25/01
Deadline: N/A

MEMORANDUM

TO: The Commission

FROM: Eve Moran and Sherwin Zaban, Administrative Law Judges

DATE: July 24, 2001

SUBJECT: Illinois Commerce Commission
On Its Own Motion

Order designating an entity for the processing of data received by the Commission under 47 CFR 52.15(f)(7), and directing the provision of such data to that entity.

RECOMMENDATION: Enter the attached Post Exceptions Proposed Order.

The Post-Exceptions Proposed Order on Rehearing includes a Proposed Amended Protective Order. In this document, however, we inadvertently included Staff's recommended language for the definition of "processing."

Attached hereto is the way that we propose to describe the "processing" function for our Amended Proposed Protective Order. We apologize for any confusion.

(A) "Processing" is a limited function, which is defined as:

- (1) compiling, culling, and filtering the data from its existing database;
and
- (2) creating customized reports that provide data by carrier or class of carrier, geographic area, or other categories, which may include summaries, or similar type analyses.

(B) "Processing" does not include:

- (1) using the data (or any reports based on the data) as an interested party in a contested proceeding; or
- (2) disclosing the data in any way, either before or after processing, or the results or reports created by processing, to any person or entity, except to this Commission or its Staff; or

- (3) disclosing any of the reports based on the data to any person or entity other than the Commission or its Staff; or
- (4) any other activities that are inconsistent with those specifically authorized in part (A) above.

EM/SZ/jt